



**PATENT**  
Attorney Docket No.: NNM-001  
(7596/2)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**APPLICANTS:** Mayes *et al.*      **ART UNIT:** 1773  
**SERIAL NO.:** 09/308,166      **EXAMINER:** Resan, Steven A.  
**FILED:** June 25, 1999  
**TITLE:** MAGNETIZABLE DEVICE

**TERMINAL DISCLAIMER**

I, Eric Mayes, the Chief Executive Officer of Nanomagnetics Ltd. state that I am a representative authorized to sign on behalf of Nanomagnetics Ltd. (hereinafter "Nanomagnetics") identified below as the assignee of the entire right, title and interest in and to the above-identified patent application, U.S. Serial No. 09/308,166. I have reviewed all the evidentiary documents accompanying or referred to in the instant Terminal Disclaimer and certify that, to the best of my knowledge and belief, title to the above-identified application, U.S. Serial No. 09/308,166, is in the name of Nanomagnetics.

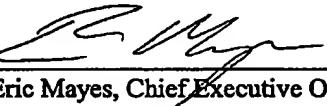
Specifically, Nanomagnetics is the owner of the entire right, title, and interest in and to the above-identified application, U.S. Serial No. 09/308,166, by virtue of at least an Assignment executed by the undersigned and Malvin Tyler, the inventors in this application, to Nanomagnetics and recorded with the U.S. Patent Office on June 25, 2000, at Reel 010990, Frame 0272.

Nanomagnetics hereby waives and disclaims the terminal part of any patent granted on the above-identified application U.S. Serial No. 09/308,166, which would extend beyond the full statutory term of U.S. Patent No. 6,713,173 issued on March 30, 2004, and hereby agrees that any patent so granted on U.S. Serial No. 09/308,166 shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,713,173. This agreement shall run with any patent granted on the U.S. Serial No. 09/308,166 and to be binding upon Nanomagnetics, its successors, or assigns.

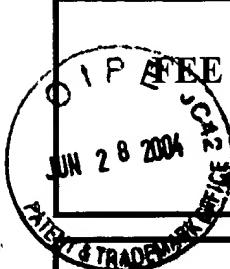
Nanomagnetics does not disclaim any terminal part of the term of patent granted on the above-identified application, U.S. Serial No. 09/308,166, prior to the expiration date of the full statutory term of U.S. Patent No. 6,713,173, in the event that said patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole, or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a re-examination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, if any, except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made in the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NANOMAGNETICS LTD.

By:   
Eric Mayes, Chief Executive Officer

Date: June 25, 2004



**FEE TRANSMITTAL**  
FY 2004

Complete if Known	
Application Serial Number	09/308,166
Filing Date	June 25, 1999
First Named Inventor	Eric L. Mayes
Group Art Unit	1773
Examiner Name	Resan, Steven A.
Attorney Docket No.	NNM-001

**METHOD OF PAYMENT**

1.  Payment Enclosed:  
 Check  Money Order  Other

2.  The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.  
 Required Fees (copy of this sheet enclosed).  
 Additional fee required under 37 CFR 1.16 and 1.17.  
 Overpayment Credit.  
3.  Applicant claims small entity status.

**FEE CALCULATION**

**1. FILING FEE**

Large Entity		Fee (\$)	Fee Description	Fee Paid
770	Utility filing fee			
340	Design filing fee			
160	Provisional filing fee			
		Number Filed	Number Extra	Rate
				Amount
Total Claims	20	- 20 = <u>0</u>		x \$ 18.00 =
Independent Claims	3	- 3 = <u>0</u>		x \$ 86.00 =
<input type="checkbox"/> Multiple Dependent Claim(s), if any				\$290.00 =
				TOTAL: .00
				SMALL ENTITY DISCOUNT: .00
				<b>SUBTOTAL (1)</b> (\$).00

**2. AMENDMENT CLAIM FEES**

Claims	Highest No.	Present	Rate	Fee Paid	
Remaining	Previously				
After Amend.	Paid For	Extra			
Total	-	=	x \$ 18.00 =		
Indep.	-	=	x \$ 86.00 =		
<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$290.00 =		
					TOTAL: (\$).00
					SMALL ENTITY DISCOUNT: (\$).00
					<b>SUBTOTAL (2)</b> (\$).00

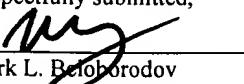
**CORRESPONDENCE ADDRESS**

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**SIGNATURE BLOCK**

Respectfully submitted,

  
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